office petition

DAC/3747

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

09/779,710

Confirmation No.

6719

First Named Inventor

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: Yasuhiro KAMIMURA : February 9, 2001

Filed TC/A.U.

3747

Examiner

Willis Ray Wolfe, Jr. 056203.42640RE

Docket No. Customer No.

: 23911

Title

Air Flow Rate Control Apparatus

PETITION TO WITHDRAW APPLICATION FROM ISSUE UNDER 37 C.F.R. § 1.313(b)(5)

Mail Stop 313(c)

VIA HAND CARRY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.313, Applicants hereby petition for withdrawal of the above-identified U.S. patent application from issue. In support of this petition, Applicants allege as follows:

- 1. Applicants seek to withdraw this application from issue pursuant to 37 C.F.R. § 1.313(c)(2) to permit entry of a Request for Continued Examination (RCE) and consideration of an Information Disclosure Statement under 37 C.F.R. § 1.97
- 2. Concurrently herewith, Applications are submitting an RCE under 37 C.F.R. § 1.114
- 3. Along with RCE, Applications are submitting an Information Disclosure Statement for consideration by the Examiner.
- 4. A check in the amount of \$130.00 is enclosed herewith as set forth in 37 C.F.R. § 1.17(i). Please charge any deficiency in this fee or credit any overpayments to Deposit Account No. 05-1323, Docket #: 056203.42640RE.

Application No. 09/779,710 Petition dated July 7, 2005

> Section 313 (b)(5) of the PTO Regulations specifically provides for 5.

withdrawal of an application from issue for the purpose of abandoning it to permit

consideration of an Information Disclosure Statement. Since Applicants have

otherwise complied with all requirements of Section 313, and have paid the issue fee

herewith, Applicants respectfully submit that they are entitled to withdraw the

above-referenced U.S. application from issue, as provided therein.

If necessary to effect a timely response, this paper should be considered as a

petition for an Extension of Time sufficient to effect a timely response, and please

charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-

1323, Docket #: 056203.42640RE.

ectfully submitted,

July 7, 2005

James F. McKeown

Registration No. 25,406

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